

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,

No. CR 08-0025 WHA

Plaintiff,

v.

**ORDER GRANTING  
CONTINUANCE**

REMSEN BENEDICT,

Defendant.

Defendant Remsen Benedict has requested that his sentencing hearing set for January 29, 2010, be continued until March 17, 2010, on the grounds that his attorney is in a homicide trial in Sonoma County Superior Court and is unavailable on January 29, 2010, and that defendant's expert witness is thereafter unavailable until March 17. This continuance is granted solely on the condition that the expert file a signed declaration under oath summarizing his direct testimony. The expert and his busy schedule have been used too many times to postpone sentencing in this matter. The declaration must be filed by **NOON ON FEBRUARY 23, 2010.**

**IT IS SO ORDERED.**

Dated: January 27, 2010.

  
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WILLIAM ALSUP  
UNITED STATES DISTRICT JUDGE